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MAILED JUN 2 9 2005

In re	Application of: Srivatsa Krishnaswamy)	
Applic	cation No.: 09/049,676)	
Filed:	March 27, 1998)	DECISION ON PETITION TO
For:	MULTI-PROTOCOL)	WITHDRAW HOLDING OF
	COMMUNICATION SUBSYSTEM)	ABANDONMENT
	CONTROLLER)	

This is a decision on the communication styled "Petition for Revival under 37 CFR 1.137(a) filed December 5, 2003 which is being treated as a petition under 37 CFR § 1.181 to withdraw an improper holding of abandonment.

A decision was rendered by the BPAI on March 17, 2003 the result of which was that claims 1-14 and 21-34 were found to be patentable and claims 15-20 were determined to be unpatentable. At that point in the prosecution, there was no time period running against Applicant nor was any action required on Applicant's part.

A Notice of Abandonment was mailed on October 14, 2003. This abandonment was error, as the Examiner should have cancelled claims 15-20 and issued a Notice of Allowance passing the remaining claims to issue. Therefore, the application was not abandoned in fact.

Accordingly, the petition is **GRANTED**. The abandonment is **WITHDRAWN**.

The application file is being forwarded to the Examiner of record for appropriate action.

Pinchus M. Laufer

Special Programs Examiner

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